

**IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF VIRGINIA  
RICHMOND DIVISION**

<b>ePLUS, INC.,</b>	)	
	)	
<b>Plaintiff,</b>	)	<b>Civil Action No. 3:09cv620(REP)</b>
	)	
<b>v.</b>	)	
	)	
<b>LAWSON SOFTWARE, INC.,</b>	)	
	)	
<b>Defendant.</b>	)	

**PLAINTIFF ePLUS INC.’S MOTION FOR LEAVE TO FILE BRIEF IN OPPOSITION  
TO DEFENDANT’S “SECOND SUPPLEMENTAL” BRIEF IN SUPPORT OF MOTION  
TO STAY PROCEEDINGS AND MEMORANDUM IN SUPPORT**

Pursuant to Rule 7(F)(1) of the Local Rules of this Court, Plaintiff *ePlus* inc. (“*ePlus*”) respectfully requests that the Court grant leave for it to file the Brief in Opposition to Defendant’s “Second Supplemental” Brief in Support of Motion to Stay Proceedings attached hereto as Exhibit 1.

This motion and *ePlus*’s accompanying brief is warranted because, on January 4, 2010, Defendant Lawson Software, Inc. (“*Lawson*”) filed, without requesting or obtaining leave of Court, a “second supplemental” brief in support of its previously-filed motion to stay this action. *See* Dkt. No. 140. *Lawson*’s submission is its fourth brief in total in support of this motion.

*ePlus* believes that *Lawson*’s second supplemental brief is both unwarranted and improper. *See* Local Rule 7(F)(1) (“[n]o further briefs or written communications may be filed without first obtaining leave of Court.”). However, in the event the Court permits *Lawson*’s filing, *ePlus* should be permitted to respond to *Lawson*’s arguments.

ePlus therefore respectfully requests that the Court permit it to file the accompanying Brief in Opposition to Defendant's "Second Supplemental" Brief in Support of Motion to Stay Proceedings.

Respectfully submitted,

January 7, 2009

/s/

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**CERTIFICATE OF SERVICE**

I hereby certify that on the 7<sup>h</sup> day of January, 2010, I will electronically file the foregoing with the Clerk of Court using the CM/ECF system which will then send a notification of such filing (NEF) via email to the following:

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